



Attorney Docket No.: UP1 00116

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): **FORRESTER *et al.***

Group Art Unit: **2819**

Application No.: **10/806,763**

Examiner: **to be assigned**

Filing Date: **March 22, 2004**

Title: **SYSTEMS AND METHODS FOR CONTROLLING OUTPUT POWER IN
A COMMUNICATION DEVICE**

PETITION UNDER 37 C.F.R. § 1.47 – UNSIGNED INVENTOR

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir or Madam:

This petition accompanies the enclosed Declaration submitted in response to the Notice to File Missing Parts received on behalf of the above-identified application.

Please be advised that the first named inventor, Tim Forrester, currently refuses to sign the declaration. We enclose a copy of the correspondence between

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being submitted via First Class Mail to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on **August 9, 2004**.

Shelley M. Callagy

Printed Name of Person Mailing Paper and/or Fee

Signature

08/13/2004 FFANAI2 00000028 10806763

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130.00 OP

Kyocera Wireless Corp. and Mr. Forrester which evidences our timely attempt for his signature and his subsequent refusal to sign.

A fee of \$130.00 is believed due in connection with this petition, payment of which is authorized via the enclosed Credit Card Payment Form. The Commissioner is hereby authorized to charge Deposit Account No. 50-3001 should it be determined that any additional fee is required.

Respectfully Submitted,

Dated: August 9, 2004



Lee Hsu, Esq.
Reg. No.: 39,716

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